

Attachment 3 – Information Request Judgments Against USPS
(Revisions in Bold)

1. NLRB v. United States Postal Service, 888 F.2d 1568 (11th Cir. 1989), enforcing 289 NLRB 942 (1988).

Location: Atlanta, Georgia

Disposition: 8(a)(5) violation found. Enforcement granted

Nature of Violation: USPS refusal to supply records during grievance investigation with respect to disciplinary actions taken against supervisors for engaging in conduct similar to that charged against union members. Reject defenses based on confidentiality and Privacy Act.

2. NLRB v. United States Postal Service, 841 F.2d 141 (6th Cir. 1988), enforcing 280 NLRB 685 (1986).

Location: Detroit, Michigan

Disposition: 8(a)(5) violation found. Enforcement granted

Nature of Violation: USPS refusal to supply identity of local Union officials who had applied for supervisory positions where disclosures were relevant to Union's goal of assuring faithful representation by Union officers through rule prohibiting persons seeking supervisory positions from holding Union office. Reject defenses based on confidentiality and Privacy Act.

3. NLRB v. United States Postal Service, 18 F.3d 1089 (3^d Cir. 1994); finding violation but remanding as to remedy, 308 NLRB 1305 (1992), on remand, 314 NLRB 901 (1994).

Location: Philadelphia, Pennsylvania

Disposition: 8(a)(5) violation found. Enforcement granted in part; remanded as to remedy; revised remedy granted after remand.

Nature of Violation: USPS refusal to furnish information concerning new hiring practices, which Union alleged were discriminatory.

4. NLRB v. United States Postal Service, 980 F.2d 724 (3^d Cir. 1992) (table), enforcing 301 NLRB 709 (1991).

Location: Paterson, New Jersey

Disposition: 8(a)(5) violation found. Enforcement granted.

Nature of Violation: USPS refusal to provide case files of three supervisors who allegedly falsified postal documents. Information needed to assist Union in preparing for arbitration case involving discipline of employees for similar offense. Reject defenses based on confidentiality and Privacy Act.

5. NLRB v. United States Postal Service, 17 F.3d 1434 (4th Cir. 1994) (table), enforcing 307 NLRB 1105 (1992).

Location: Greensboro, North Carolina

Disposition: 8(a)(5) violation found. Enforcement granted.

Nature of Violation: USPS refusal to provide absence records for various employees and information concerning which employees were placed on restricted sick leave. Reject defenses based on confidentiality and Privacy Act.

6. NLRB v. United States Postal Service, 7-CA-32177, No. 93-06546, judgment entered March 7, 1994 (6th Cir.).

Location: Wyandotte, Southgate and Riverview, Michigan

Disposition: Consent judgment

Nature of Violation: USPS refusal to provide information re unit employees' overtime records, grievance answers, leave records and selected medical records.

7. NLRB v. United States Postal Service, 6-CA-24800, No. 97-3269, judgment entered August 27, 1997 (3^d Cir.).

Location: State College, Pennsylvania

Disposition: Summary judgment

Nature of Violation: USPS refusal to provide information on discipline records for attendance, timekeeping process, hours and other matters.

8. **NLRB v. United States Postal Service**, 19-CA-27772, No. 02-71395, judgment entered August 19, 2002 (9th Cir.).

Location: Friday Harbor, Washington

Disposition: 8(a)(5) violation found. Enforcement granted.

Nature of Violation: USPS refusal to provide information related to grievances involving job assignments and lost work or failure to give certain work to unit employees.

9. **NLRB v. United States Postal Service**, 36-CA-8888, No. 02-71137, judgment entered November 20, 2002.

Location: Portland, Oregon

Disposition: 8(a)(5) violation found. Enforcement granted.

Nature of Violation: USPS refusal to provide information on disciplinary files of two supervisors.